

NOTICE OF EMERGENCY RULE PROMULGATION

AGENCY: Department of Marine Resources

STATUTORY AUTHORITY: 12 M.R.S.A. §§ 6172, 6192, and 6193

RULE PROMULGATION: DMR Regulation 95.04 C3, Closed Area No. 39-J, Hub Island and Peters Cove, Blue Hill Harbor:

TEXT OF RULE: DMR Regulation 95.04 C3, Closed Area No. 39-J, Hub Island and Peters Cove, Blue Hill Harbor

Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels taken from the shores, flats and waters of Blue Hill Harbor, north of a line that starts at the eastern side of the Mill Stream Bridge on Route 172 in downtown Blue Hill, then extends southeast approximately 1300 yds to the western prominence of Peters Point; AND north of a line starting from the eastern prominence of Peters Point and extending east approximately 370 yards to a red painted marker located on the north shore of Blue Hill Harbor. These areas include Peters Cove and the flats north of Hub Island. They are classified conditionally restricted and harvesting requires a special MDMR permit. In case of a malfunction of the Blue Hill Wastewater Treatment Plant, these areas will be closed to ALL shellfish harvesting.

EFFECTIVE DATE: September 2, 2005

EFFECTIVE TIME: 09:27 am

AGENCY CONTACT PERSON: Amy M. Fitzpatrick
Department of Marine Resources
194 McKown Point Road
West Boothbay Harbor, Maine 04575
http://www.maine.gov/dmr/rm/public_health/closures/closedarea.htm

ELLSWORTH AMERICAN
September 8, 2005

STATEMENT OF FACT AND POLICY

The Commissioner of the Maine Department of Marine Resources promulgates emergency DMR Regulation 95.04 C3, Closed Area No. 39-J, Hub Island and Peters Cove, Blue Hill Harbor. This new regulation classifies the Hub Island and Peters Cove, Blue Hill Harbor areas as conditionally restricted requiring a special MDMR permit for shellfish harvest.

This administrative change separates the above mentioned areas from the prohibited area of Blue Hill Harbor. These areas will remain conditionally restricted dependant on the Blue Hill WWTP functioning properly.



JUDY MOODY
ADMINISTRATIVE OFFICER FOR GEORGE D. LAPOINTE,
COMMISSIONER AS AUTHORIZED BY 12 M.R.S.A. § 6023



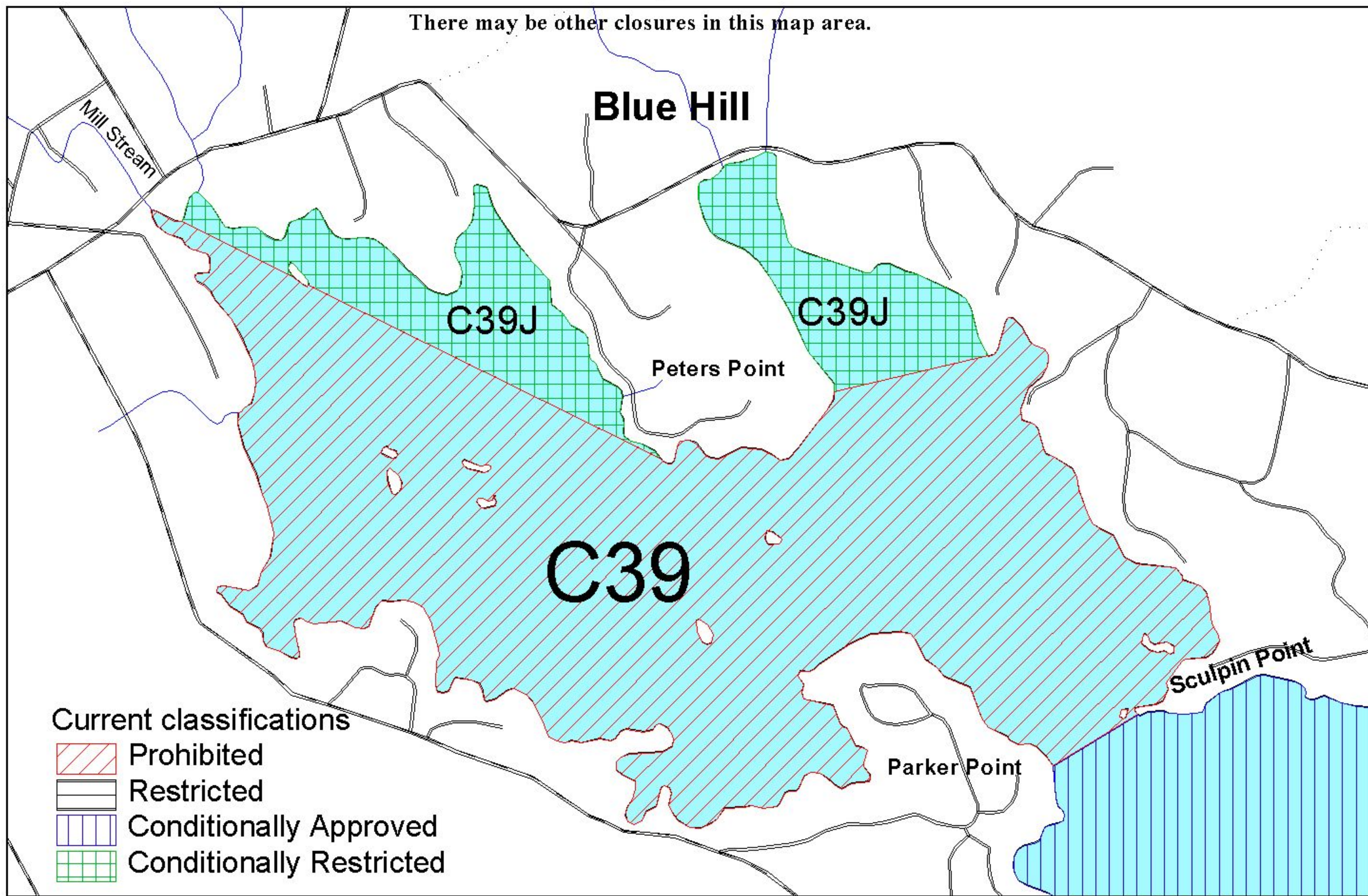
Maine Department of Marine Resources

Legal Notice of Shellfish Closure Area



C39J - Hub Island and Peters Cove, Blue Hill Harbor 9/2/05

There may be other closures in this map area.



0.2 0 0.2 0.4 Miles